

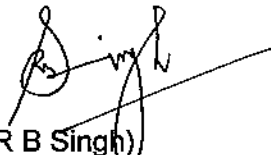
APPEAL UNDER RTI ACT 2005

1. Ref your 1st RTI appeal dt 20 Apr 2012 with r/o your 03 applications, all dated 13 Mar 2012.
2. CPIO denied you the information as the matter relates to personal information in respect of Ms Komalpreet Kaur. But as you have got the NOC from the indl, the replies to your applications are provided herewith.
3. Replies of your applications referred above are as under :

Your Query	Reply
Application I- Individual conclusions of each member of the committee presided by Ms. Anuradha Bali Dir (Arch) wrt order No 30954/102/CC/09/E1D(I) dt 12 Nov 2010.	The Board of Officers was not complete and hence incomplete board proceedings could not be supplied.
Application II- Individual conclusions of each member of the committee presided by Mr. V K Gupta Dir (Design) (IInd Committee) wrt order No 30954/102/CC/68/E1D(I) dt 02 May 2011.	There are no individual recommendations from members of BOO, the findings are as a whole.
Application III - Para 1 - Copy of Show cause notice dt 07 Mar 2011 served to Ms. Komalpreet Kaur, Steno (MES-316512) GE Chandigarh. Para 2 - Copy of all file notings, alongwith (clearly mentioned) name of officials which have signed the above mentioned SCN issued to Ms. Komalpreet Kaur. Para 3 - The section/rule in which the SCN has been served to Ms. Komalpreet Kaur.	Para 1 - Copy of SCN served to Ms Komalpreet Kaur is enclosed herewith as desired. Para 2 - Section 8(1) (h) of the RTI Act, 2005 reads as follows :- <u>Section 8(1) - Notwithstanding anything contained in this Act, there shall be no obligation to give any citizen -</u> <u>(h) information which would impede the process of investigation or apprehension or prosecution of offenders.</u> As the disciplinary action is still pending against the indl, the desired info cannot be provided. Para 3 - SCN has been served upon as per CCS (Conduct) Rules 1964.

3. This disposes off your applications referred above.
4. It may be noted that appellate authority is undersigned and not the CE Western Command. Also, the applications are to be addressed to the post and not to the officer by name.

End: As above


(R B Singh)
CE


C-101/354 /EIC

07 Mar 2012

MES-316512
Ms Komalpreet Kaur
Stenographer,
GE Chandigarh

SHOW CAUSE NOTICE

1. MES-316512 Ms Komalpreet Kaur, Stenographer while employed as stenographer in the office of Garrison Engineer (AF) Chandigarh leveled allegations of sexual harassment against MES-405426 Sh. Shirish Sharma, EE (SG) working as Garrison Engineer in GE (AF) Chandigarh vide her application dated 28 Oct 2010.
2. Court of Inquiry was ordered by HQ Chief Engineer Western Command Chandimandir to inquire into the allegations through Board of Officers.
3. The allegations of sexual harassment as alleged by you, on investigation through Court of Inquiry, have been found false. It has further been proved beyond doubt that you have leveled false allegations against your superior with ulterior motives.
4. You have violated CCS (Conduct) Rules, 1964 unbecoming of a Govt Servant.
5. Please explain why disciplinary action shall not be initiated against you for alleging false allegation against senior officer for making his prestigious image blemished.
6. Your reply must reach this office within 10 days of receipt of this notice, failing which it will be presumed that you have nothing to state in your defence and disciplinary action be initiated exparte.


(Shailendra Singh)
Lt Col
Garrison Engineer

Copy to:-

✓ HQ Chief Engineer
Western Command

HQ CE (AF) WAC Palam
PIN-900136
C/o 56 APO

HQ Chief Engineer
Chandigarh Zone

HQ CWE
Chandimandir

} for information please.